



UNITED STATES
PATENT AND
TRADEMARK OFFICE

DEC - 2 2002

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
WWW.USPTO.GOV

DONALD E. STOUT
STOUT UXA BUYEN & MULLINS
4 VENTURE, SUITE 300
IRVINE CA 92618

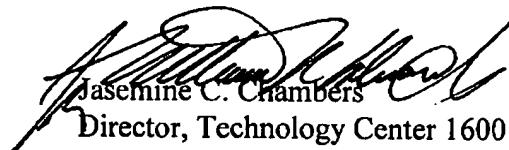
In re Application of :
Basil Rapoport :
Serial No.: 08/482,402 : PETITION DECISION
Filed: June 7, 1995 :
Attorney Docket No.: 102105.151 :
:

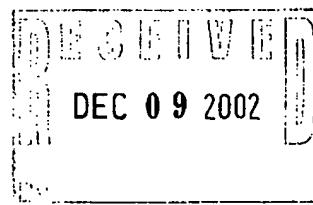
This is in response to applicant's petition under 37 CFR 1.181, filed October 1, 2002, to withdraw the abandonment of the above identified application based on timely filing of a reply.

A review of the file history shows that the examiner mailed a Notice of Allowance and Issue Fee Due to applicant on May 1, 2002, setting a three month statutory period for payment of the Issue Fee. Applicant submitted payment of the Issue Fee on July 18, 2002 (Certificate of Mailing date) which was received on July 24, 2002. The Issue Fee Transmittal Form directed the Office to charge the Issue Fee to Deposit Account No. 13-5135. As noted in the attachment to this decision the Office was unable to charge the Issue fee due to insufficient funds in the Deposit Account on that date (approximately July 24, 2002). Applicant was, or should have been, notified of the deficiency, however notification would likely have occurred after the final due date for payment of the Issue Fee. The application was held abandoned by Notice of Abandonment mailed September 16, 2002, for failure to pay the Issue Fee. Applicant resubmitted the Issue Fee on October 1, 2002, however this was after the due date for payment thereof.

Applicants' petition is **DENIED**. Applicant should promptly submit a renewed petition under 37 CFR 1.137(b) which would allow revival of this application.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to: Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703)308-3824 or by facsimile transmission at (703) 308-7230.


Jasemine C. Chambers
Director, Technology Center 1600



(#) 601482,402

NOTICE OF FEE DUE

DATE: 7/25/02

TO: _____

FROM: Office of Initial Patent Examination

SUBJECT: Fee Due

APPLICATION NUMBER: 08481402

A fee is due for the attached document submitted to the U. S. Patent and Trademark Office for the following reason. Please check the application for the appropriate authorization to charge a deposit account. If an authorization is present, please charge the appropriate fee. If an authorization is not present, notify the applicant of the fee deficiency.

- Insufficient fee by check
- Insufficient funds in deposit account
- Declined credit card
- Non authorization for charge to deposit account
- No fee submitted per requirement

The correct fee code:	<u>142</u>	amount	\$ <u>1280</u>
The suspended fee code:	<u>197</u>	amount	\$ <u>—</u>
Fee Due		amount	\$ <u>1280</u>

If you have any questions, please contact Cynthia Streater at 703-306-5430 or Eleanor Kurtz at 703-308-3642.

Terminal Operator

Treedom